

1 THE HONORABLE BARBARA J. ROTHSTEIN
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11 UNITED STATES DISTRICT COURT
12 WESTERN DISTRICT OF WASHINGTON
13 AT SEATTLE

14 VULCAN LLC; et al.,
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16 Plaintiffs,
17 v.
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19 ZURICH AMERICAN INSURANCE
20 COMPANY; et al.,
21

22 Defendants.
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24 No.: 2:21-cv-00336-BJR
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26 JOINT STATUS REPORT, REQUEST FOR
ADDITIONAL 21-DAY EXTENSION OF
STAY, AND ORDER

27 The Parties hereby provide this updated joint status report and respectfully request an
28 additional 21-day extension of the stay. Since the Parties' most recent joint status report
29 (Dkt. 76), the Plaintiffs and several additional defendants ("Settling Defendants") have
30 agreed to resolve their dispute; these Settling Defendants are currently preparing a release
31 agreement and the Parties expect this agreement to be executed within the next few weeks.
32 The Plaintiffs continue their discussions about a potential settlement with four additional
33 defendants: Endurance American Specialty Insurance Company, Westport Insurance
34 Corporation, Great Lakes Insurance SE, and International Insurance Company of Hannover
35 SE.
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Given that (i) the Plaintiffs and the Settling Defendants will soon execute a release agreement pursuant to which the Settling Defendants will be dismissed from this litigation; and (ii) the Plaintiffs and the four remaining defendants are actively engaged in settlement discussions, the Parties respectfully seek an order extending the stay for additional 21 days. The Parties further agree that in so extending the stay, no party waives any right, claim, or defense in this action, with the sole exception that, pursuant to the Parties' Stipulated Motion to Stay (Dkt. 70), Defendants agree not to challenge service under Rules 12(b)(4) and 12(b)(5) of the Federal Rules of Civil Procedure. The Parties further agree to file a Joint Status Report no later than November 15, 2022, to provide the Court with an update on the status of this case.

DATED: October 25, 2022

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Attorneys for Defendants Certain Underwriters at Lloyd's London Subscribing to Policy Nos. BOWPN1900599 and BOWPN1900606, and Partner Re Ireland Insurance DAC

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<p>16 DLA PIPER, LLP (US)</p> <p>17 By: <u>s/ Anthony Todaro</u> Anthony Todaro, WSBA #30391</p> <p>18</p> <p>19 Email: anthony.todaro@dlapiper.com</p> <p>20 <i>Attorneys for Defendant Westport Insurance Corporation</i></p>	

1 IT IS SO ORDERED this 3rd day of November, 2022.
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